

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Atul Kelkar et al.

Art Unit: 2123

Application No.: 10/731,742

Examiner: Juan Carlos Ochoa

Filed: December 9, 2003

For: METHOD AND SYSTEM TO
PERFORM ENERGY-EXTRACTION
BASED ACTIVE NOISE CONTROL

RESPONSE TO NON-COMPLIANT APPEAL BRIEF

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief, please enter the included new statement of the status of all claims.

<i>CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8</i>			
I hereby certify that this Appeal Brief and all accompanying documents are, on the date indicated below, <input checked="" type="checkbox"/> being transmitted to the United States Patent and Trademark Office via the Electronic Filing System.			
<i>Name (Print/Type)</i>	A. Locke		
<i>Signature</i>	/A. Locke/	<i>Date</i>	November 6, 2008

COMMENTS

The Appellants respectfully request the Examiner to enter the following Status of Claims section to correct the minor technical deficiency of not expressly stating the status of claim 2:

(3) Status of Claims

Claims 1 and 3-16 are currently pending in this application. Claim 2 has been cancelled. Claims 1 and 3-16 stand rejected and are at issue herein and being appealed.

The Appeal Brief is believed to be in good and proper form for consideration. The Appellant respectfully solicits the Examiner to consider the corrected Appeal Brief, withdraw all outstanding grounds of rejection and indicate the allowability thereof.

Respectfully submitted,

/Jeremy R. Bridge/
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Date: November 6, 2008